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UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN FRANCISCO DIVISION

NATIONAL TPS ALLIANCE, DENIS
MOLINA, JHONY SILVA, MARIA ELENA
HERNANDEZ, O.C., SANDHYA LAMA,
S.K., TEOFILO MARTINEZ,

Plaintiffs,

vs.

KRISTI NOEM, in her official capacity as
Secretary of Homeland Security, UNITED
STATES DEPARTMENT OF HOMELAND
SECURITY, and UNITED STATES OF
AMERICA,

Defendants.

Case No. 3:25-cv-05687-TLT

**DECLARATION OF EMILOU H.
MACLEAN IN SUPPORT OF PLAINTIFFS'
REQUEST FOR CLARIFICATION RE:
ORDER ON WITHHELD DOCUMENTS
BASED ON PRIVILEGE**

Judge: Hon. Sallie Kim

Complaint Filed: July 7, 2025

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DECLARATION OF EMILOU H. MACLEAN

I, Emilou H. MacLean, hereby declare:

1. I am an attorney at law licensed to practice in the State of California, and I am a Senior Staff Attorney at the American Civil Liberties Union Foundation of Northern California. I am counsel of record for Plaintiffs in this action and I make this declaration in support of Plaintiffs' Request for Clarification re: Order on Withheld Documents Based on Privilege. I have personal knowledge of the facts set forth herein, and if called upon to testify as a witness thereto, I could and would competently do so under oath.

2. On October 16, 2025, I emailed Defendants' counsel regarding the timing of their production in response to the Court's Order of that same day. I followed up by email on October 17 and again by phone and email on October 20. On October 20, at 2:44 pm PT, I received for the first time a substantive response to my email. Attached hereto as Exhibits A and B are true and correct copies of this email exchange.

I declare under penalty of perjury under the laws of the United States that the foregoing is true and correct to the best of my knowledge.

Executed on October 20, 2025, in San Francisco, California.

/s/Emilou H. MacLean
Emilou H. MacLean